

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 351, FOOD AND DRUGS ACT.

MISBRANDING OF BUTTER.

On or about December 14, 1908; the Beatrice Creamery Company, of Chicago, Ill., shipped from the State of Illinois to the State of Louisiana 20 cases of butter labeled "Original Dundee Creamery, Made expressly for Louis Pfister, New Orleans, La." on the shipping cases, and on the retail packages, "Louis Pfister, The only Genuine (his trade mark, Original Dundee Creamery) New Orleans, La., P. O. Box 100." "Original Dundee Creamery is churned from pure sweet Pasteurized cream by the most approved methods, in the world's cleanest dairy. * * * ." Examination of samples of this product made by the Bureau of Chemistry of the United States Department of Agriculture, showed that it was misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the above examination that the product was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Eastern District of Louisiana.

In due course a libel was filed against the said 20 cases of butter, charging misbranding, in that they were labeled and branded in a manner to indicate that the product was manufactured at the original Dundee creamery by Louis Pfister, Post Office Box 100, whereas in fact the product was manufactured by the Beatrice Creamery Company, at Chicago, Illinois. In due course the case came on for trial and the court rendered a decree of condemnation and forfeiture and ordered that the goods be released upon the payment of costs, and the filing of a bond to be approved by the court, conditioned that the said goods should not be disposed of contrary to the laws of the United States.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 17, 1910.*

O